

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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BARRY W. INMAN,

Petitioner,

v.

9:07-CV-587  
(TJM)(DEP)

DAVID HARDER,

Respondent.

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**APPEARANCES:**

**OF COUNSEL:**

OFFICE OF RONALD R. BENJAMIN  
P.O. Box 607  
Binghamton, N.Y. 13902-0607

RONALD R. BENJAMIN, ESQ.

BROOME COUNTY ATTORNEY'S OFFICE  
Edwin L. Crawford County Office Bldg.  
P.O. Box 1766  
Binghamton, NY 13902-1766

AARON J. MARCUS, ESQ.

HON. ANDREW M. CUOMO  
Office of the Attorney General  
State of New York  
Department of Law  
The Capitol  
Albany, New York 12224

STEVEN H. SCHWARTZ, ESQ.

DAVID E. PEEBLES  
U.S. MAGISTRATE JUDGE

**ORDER**

By Order of District Judge Thomas J. McAvoy, filed June 21, 2007, the Court dismissed the petition filed on behalf of petitioner Barry Inman ("Inman" or "petitioner"). Dkt. No. 18. Inman has appealed Judge McAvoy's June Order and seeks leave to proceed with the appeal *in forma pauperis*. Dkt. No. 22.

Because the petitioner is indigent, the Court grants petitioner's request to proceed with this matter *in forma pauperis* for purposes of his appeal to the Second

Circuit.<sup>1</sup>

WHEREFORE, it is hereby

ORDERED, that petitioner's request to proceed with the appeal of this matter *in forma pauperis* (Docket No. 22) is granted, and it is further

ORDERED, that the Clerk of the Court serve a copy of this Order upon parties in accordance with the Local Rules.

A handwritten signature in black ink, appearing to read "David E. Peebles", written over a horizontal line.

David E. Peebles  
U.S. Magistrate Judge

Dated: July 17, 2007  
Syracuse, NY

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<sup>1</sup> This application is granted subject to the Second Circuit collecting the fees that may be due to it.